CSD 1162 [08/22/03]

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Order Entered on
January 14, 2011
by Clerk U.S. Bankruptcy Court
Southern District of California

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF CALIFORNIA
325 West "F" Street, San Diego, California 92101-6991

In Re GUILLERMO LOPEZ and JESSICA M. LOPEZ Debtor.	BANKRUPTCY NO. 10-17632-LA7
U.S. BANK, N.A., ITS SUCCESSORS AND/OR ASSIGNS Moving Party	RS NO. DRP-1
GUILLERMO LOPEZ and JESSICA M. LOPEZ, Debtor; JAMES L. KENNEDY, Trustee, Respondent(s)	

ORDER ON NONCONTESTED MOTION FOR RELIEF FROM AUTOMATIC STAY

☑ REAL PROPERTY ☐ PERSONAL PROPERTY

IT IS ORDERED THAT the relief sought as set forth on the continuation pages attached and numbered two (2) through 2 with exhibits, if any, for a total of 3 pages, is granted. Motion Docket Entry No. 14

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DATED: January 13, 2011

Judge, United States Bankruptcy Court

Signature by the attorney constitutes a certification under Fed. R. of Bankr. P. 9011 that the relief in the order is the relief granted by the court.

Submitted by:

Prober & Raphael, A Law Corporation
(Firm name)

By: /s/ Cassandra J. Richey, Esq., #155721
Attorney for Movant

The Motion of U.S. BANK, N.A., ITS SUCCESSORS AND/OR ASSIGNS, ("Movant"), for relief from the automatic stay having been filed with the above-entitled court on December 27, 2010, and

The Notice of Filing of a Motion for Relief from Automatic Stay (a file-stamped copy of which is attached hereto as Exhibit A OR Notice Docket Entry No. 16, if filed electronically), the Motion, and accompanying Declarations having been served upon the parties named below on December 27, 2010, and

- ☑ Debtor *(Name)*: GUILLERMO LOPEZ and JESSICA M. LOPEZ
- ☑ Debtor's Attorney *(Name)*: John C. Colwell
- ☑ Trustee *(Name)*: James L. Kennedy
- ☑ United States Trustee (in Chapter 11 & 12 cases), and
- ☐ Others, if any *(Name)*:

No objection or Request for Hearing having been filed by or on behalf of the Debtor, IT IS HEREBY ORDERED as follows:

The automatic stay pursuant to 11 U.S.C. Section 362 is hereby terminated for all purposes as to Movant in connection with the estate's and the debtor's interest in

1. ☑ The following real property:

   a. Street address of the property including county and state:
   1769 Plum Street, San Diego County, California 92106

   b. Legal description is ☑ attached as Exhibit A or ☐ described below:

2. ☐ The following personal property as described ☐ below or ☐ in Exhibit B attached:

IT IS FURTHER ORDERED that *(Optional)*:

Signed by Judge James W. Meyers January 13, 2011

13

Order Number:
Page Number: 2

794

EXHIBIT "ONE"

LEGAL DESCRIPTION

Real property in the City of San Diego, County of San Diego, State of California, described as follows:

PARCEL A:

LOTS 8 TO 12 INCLUSIVE IN BLOCK 117 OF ROSEVILLE, ACCORDING TO MAP THEREOF NO. 165, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY IN JANUARY, 1869.

EXCEPTING THEREFROM THE NORTHEAST HALF THEREOF AND ALSO EXCEPTING THEREFROM THAT PORTION THEREOF CONVEYED BY CHARLES S. HAMILTON TO POINT LOMA ELECTRIC RAILWAY CO., A CORPORATION BY DEED DATED SEPTEMBER 29, 1908 IN BOOK 449, PAGE 231 OF DEEDS, AND RECORDED SEPTEMBER 30, 1908, DESCRIBED AS FOLLOWS:

THAT PORTION OF LOTS 6, 7, 8 AND 9 IN SAID BLOCK 117 OF ROSEVILLE DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT IN THE NORTHEASTERLY LINE OF SAID BLOCK 117, 69.23 FEET DISTANT FROM THE EASTERLY CORNER OF SAID BLOCK 117 MEASURED IN A NORTHWESTERLY DIRECTION ALONG SAID NORTHEASTERLY LINE OF SAID BLOCK 117; THENCE CONTINUING IN A NORTHWESTERLY DIRECTION ALONG SAID NORTHEASTERLY LINE OF BLOCK 117 A DISTANCE OF 54.41 FEET TO A POINT; THENCE IN A SOUTHERLY DIRECTION AT AN ANGLE OF 139 58 00 WITH THE LAST DESCRIBED LINE A DISTANCE OF 161.48 FEET TO A POINT IN THE SOUTHEASTERLY LINE OF SAID BLOCK 117; THENCE IN A NORTHEASTERLY DIRECTION ALONG THE SOUTHEASTERLY LINE OF SAID BLOCK 117 A DISTANCE OF 45.71 FEET TO A POINT; THENCE IN A NORTHERLY DIRECTION AT AN ANGLE OF 49 58 00 WITH THE 1ST DESCRIBED LINE A DISTANCE OF 90.42 FEET TO THE POINT OF BEGINNING.

PARCEL B:

AN EASEMENT FOR THE PASSAGE OF AND THE RIGHT OF USE OF AN EXISTING SEWER LATERAL OVER AND ACROSS THE NORTHEASTERLY HALF OF LOT 12 IN BLOCK 117 OF ROSEVILLE, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 165 FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, IN JANUARY, 1869.

APN: 530-304-07-00

Signed by Judge James W. Meyers January 13, 2011